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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/783,185	02/14/2001	Yoichiro Igarashi	FUJO 18.314	2123
26304	7590	10/05/2007	EXAMINER	
KATTEN MUCHIN ROSENMAN LLP 575 MADISON AVENUE NEW YORK, NY 10022-2585			ISMAIL, SHAWKI SAIF	
			ART UNIT	PAPER NUMBER
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Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

<b>Office Action Summary</b>	<b>Application No.</b>	<b>Applicant(s)</b>	
	09/783,185	IGARASHI ET AL.	
	Examiner Shawki S. Ismail	Art Unit 2155	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

#### Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

#### Status

- 1) Responsive to communication(s) filed on 17 July 2007.
- 2a) This action is FINAL.      2b) This action is non-final.
- 3) Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

#### Disposition of Claims

- 4) Claim(s) 1-15 is/are pending in the application.
- 4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.
- 5) Claim(s) \_\_\_\_\_ is/are allowed.
- 6) Claim(s) 1-15 is/are rejected.
- 7) Claim(s) \_\_\_\_\_ is/are objected to.
- 8) Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

#### Application Papers

- 9) The specification is objected to by the Examiner.
- 10) The drawing(s) filed on \_\_\_\_\_ is/are: a) accepted or b) objected to by the Examiner.  
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

#### Priority under 35 U.S.C. § 119

- 12) Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) All    b) Some \* c) None of:
  1. Certified copies of the priority documents have been received.
  2. Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
  3. Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

\* See the attached detailed Office action for a list of the certified copies not received.

#### Attachment(s)

- |  |   |
|--|---|
| 1) <input type="checkbox"/> Notice of References Cited (PTO-892)   | 4) <input type="checkbox"/> Interview Summary (PTO-413)           |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948)                       | Paper No(s)/Mail Date. _____                                      |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO/SB/08)<br>Paper No(s)/Mail Date _____ | 5) <input type="checkbox"/> Notice of Informal Patent Application |
|  | 6) <input type="checkbox"/> Other: _____                          |

## RESPONSE TO AMENDMENT

1. This communication is responsive to the amendment received on July 17, 2007.

Claims 1 and 11-15 have been amended.

Claims 1-15 are pending.

## The Previous Rejection Maintained

2. The rejection is respectfully maintained as set forth in the last Office Action mailed on April 18, 2007. Applicants' arguments with respect to claims 1-15 have been fully considered but they are not persuasive and the previous rejection is maintained.

## Claim Rejections - 35 USC §102

3. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(e) the invention was described in (1) an application for patent, published under section 122(b), by another filed in the United States before the invention by the applicant for patent or (2) a patent granted on an application for patent by another filed in the United States before the invention by the applicant for patent, except that an international application filed under the treaty defined in section 351(a) shall have the effects for purposes of this subsection of an application filed in the United States only if the international application designated the United States and was published under Article 21(2) of such treaty in the English language.

4. Claims 1-15 are rejected under 35 U.S.C. 102(e) as being anticipated by Morin et al., (referred hereinafter as Morin) U.S. Patent No. 6,584,312.

Morin teaches the invention explicitly as claimed including a system and method for registering mobile devices with a home agent and updating the device registry an

updates the registry table to reflect roaming of the node from a first HA to a second HA (see abstract).

5. As to claim 1, Morin teaches a mobile communications service providing system in which location registration request information is transmitted from a mobile node to a home agent via a foreign agent and a server system, and information in reply to the location registration request information is returned from the home agent to the mobile node via the server system and the foreign agent, so that a location of the mobile node is registered to the home agent and the foreign agent, and a mobile communications service is provided based on the registration, wherein:

the server system comprising:

an extracting unit extracting a service profile corresponding to the mobile node from a database for managing the first service profile which includes subscriber information of each user (see fig. 4 and col. 5, lines 1-17, the subscriber profile is retrieved),

a service managing unit editing the fist service profile extracted by said extracting unit into a second service profile having a format which includes control information for transmitting a packet that the mobile node communicates using a communication path established after completing of the location registration and the format remaining the same irrespective to the kind of service provided to a user (see fig. 4 and col. 5 lines 1-35, the subscriber profile is modified), and

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a distributing unit distributing the second service profile to the home agent and the foreign agent (see fig. 4, col. 5, lines 40-57, the modified subscriber profile is transmitted), and

the home agent and the foreign agent comprising:

a controlling unit determining transfer destination of a packet according to the distributed information of the second service profile (see fig. 4, col. 5, lines 40-57), and

the home agent and the foreign agent provide a service by using said controlling unit according to the service profile distributed from the server system (see fig. 4, col. 5, lines 40-57).

6. As to claim 2, Morin teaches the system according to claim 1, wherein

the server system does not distribute a second service profile to the home agent and the foreign agent, if the mobile node does not request a value-added service, and the home agent and the foreign agent provide a fundamental service according to information that the home agent and the foreign agent themselves generate (col. 5, lines 36-39).

7. As to claim 3, Morin teaches the system according to claim 1, wherein:

an address range available for a predetermined service is specified beforehand; a service profile including information representing the address range which is specified beforehand is set in the home agent and the foreign agent as a condition for extracting a corresponding packet from among received packets; and the server system assigns an address within the address range to the mobile node that requests the predetermined service (see fig. 4 and col. 5 lines 1-35).

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8. As to claim 4, Morin teaches the system according to claim 1, wherein:

the server system includes a home server device which has a right to access the database in order to extract the first service profile for the mobile node, and a foreign server device which does not have such an access right (see fig. 4 and col. 5, lines 1-17); and

the home server device distributes the service second profile to the home agent and the foreign server device, and the foreign server device forwards the second service profile to the foreign agent (see fig. 4, col. 5, lines 40-57).

9. As to claim 5, Morin teaches the system according to claim 1, wherein:

the server system includes a home server device which has a right to access the database in order to extract the first service profile for the mobile node, and a foreign server device which does not have such an access right (see fig. 4 and col. 5, lines 1-17); and

the home server device distributes the second service profile to the foreign server device, and the foreign server device forwards the second service profile to the home agent and the foreign agent (see fig. 4, col. 5, lines 40-57).

10. As to claim 6, Morin teaches the system according to claim 1, wherein:

the server system includes a home server device which has a right to access the database in order to extract the first service profile for the mobile node, and a foreign server device which does not have such an access right (see fig. 4 and col. 5, lines 1-17);

the mobile node notifies the home agent of location registration request information via a second foreign agent when moving from a communication area of a first foreign agent to a communication area of the second foreign agent (see fig. 4, col. 5, lines 40-57);

the home agent updates information for routing a packet so that a packet addressed to the mobile node is transferred to the second foreign agent (see fig. 4, col. 5, lines 40-57); and

the foreign server device distributes the second service profile to the second foreign agent (see fig. 4, col. 5, lines 40-57)

11. As to claim 7, Morin teaches the system according to claim 1, wherein:

the server system includes a home server device which has a right to access the database in order to extract the first service profile for the mobile node, and first and second foreign server devices which do not have such an access right (see fig. 4 and col. 5, lines 1-17);

the mobile node notifies the home agent of location registration request information via a second foreign agent, the second foreign server device, and the home server device when moving from a communication area of a first foreign agent managed by the first foreign server device to a communication area of the second foreign agent managed by the second foreign server device (see fig. 4 and col. 5 lines 1-35);

the home agent updates information for routing a packet so that a packet addressed to the mobile node is transferred to the second foreign agent (see fig. 4, col. 5, lines 40-57); and

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the home server device distributes the second service profile to the second foreign server device, which then forwards the second service profile to the second foreign agent (see fig. 4, col. 5, lines 40-57).

12. As to claim 8, Morin teaches the system according to claim 1, wherein:

the server system includes a home server device which has a right to access the database in order to extract a first service profile for the mobile node, and first and second foreign server devices which do not have such an access right(see fig. 4 and col. 5 lines 1-17);

the mobile node notifies the home agent of location registration request information via a second foreign agent, the second foreign server device, the home server device, and the first foreign server device when moving from a communication area of a first foreign agent managed by the first foreign server device to a communication area of the second foreign agent managed by the second foreign server device ((see fig. 4 and col. 5, lines 1-35);

the home agent updates information for routing a packet so that a packet addressed to the mobile node is transferred to the second foreign agent (see fig. 4, col. 5, lines 40-57); and

the home server device distributes the service profile to the second foreign server device, which then forwards the service profile to the second foreign agent (see fig. 4, col. 5, lines 40-57).

13. As to claim 9, Morin teaches the system according to claim 1, wherein:

upon receipt of the packet addressed to the mobile node from a correspondent node, the home agent distributes to the correspondent node a service profile for extracting a packet in which the mobile node is set as a destination (see fig. 4 and col. 5, lines 1-17); and

the correspondent node generates information for transmitting to the foreign agent a packet which is extracted according to the distributed service profile (see fig. 4 and col. 5 lines 1-35).

14. As to claim 10, Morin teaches the system according to claim 1, wherein when providing a service for transferring to an arbitrary mobile node among a plurality of mobile nodes a packet with a virtual address assigned to the plurality of mobile nodes as a destination:

an address proxy server receiving the packet with the virtual address is arranged (see fig. 4 and col. 5, lines 1-17); and

the server system distributes to said address proxy server a service profile for extracting the packet with the virtual address is assigned and transferring the extracted packet to the particular mobile node among the plurality of mobile nodes, and also distributes to a foreign agent a service profile for transferring to the particular mobile node a packet addressed to the foreign agent which accommodates the particular mobile node (see fig. 4, col. 5, lines 40-57).

15. Claims 11-15 do not teach or define any new limitations above claims 1-10, therefore, they are rejected for similar reasons.

16. Examiner has cited particular columns and line numbers in the references as applied to the claims above for the convenience of the applicant. Although the specified citations are representative of the teachings of the art and are applied to the specific limitations within the individual claim, other passages and figures may apply as well. It is respectfully requested from the applicant in preparing responses, to fully consider the references in its entirety as potentially teaching of all or part of the claimed invention, as well as the context of the passage as taught by the prior art or disclosed by the examiner.

### Response to Arguments

17. Applicant's arguments with respect to claim 1-15 have been considered but are not deemed persuasive. Applicant argues in substance that:

Morin does not disclose the claimed distribution of a second service profile, which includes control information for transmitting a packet.

Morin teaches providing subscriber services for a mobile subscriber who has moved to a particular mobile switching center (MSC). A determination is made as to whether a particular subscriber service is supported by the MSC. Where the subscriber service is not supported, a comparable service that is supported by the MSC is identified and provided to the subscriber. Provision of the comparable service is effectuated by modifying a copy of the subscriber profile to include the comparable service as a replacement for the subscriber service that is not supported. The modified copy of the subscriber profile that is transmitted is equated to the claimed distribution of

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the second service profile. The modified copy of the subscriber profile will in essence effect how the mobile terminal communicates (based on supported service of the MSC) and as such, meets the scope of currently claimed limitation.

Applicant's amendment necessitated the new ground(s) of rejection presented in this Office action. Accordingly, **THIS ACTION IS MADE FINAL**. See MPEP § 706.07(a). Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

A shortened statutory period for reply to this final action is set to expire THREE MONTHS from the mailing date of this action. In the event a first reply is filed within TWO MONTHS of the mailing date of this final action and the advisory action is not mailed until after the end of the THREE-MONTH shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the date of this final action.

### Contact Information

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Shawki S. Ismail whose telephone number is 571-272-3985. The examiner can normally be reached on M-F 8:30 - 5:00.

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If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Saleh Najjar can be reached on 571-272-4006. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

Shawki Ismail  
Patent Examiner  
September 28, 2007

  
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SUPERVISORY PATENT EXAMINER